

April 11, 2013

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MuckRock News
DEPT MR 4885
PO Box 55819
Boston, MA 02205-5819

Dear Mr. Michael Morisy:

This letter responds to your Freedom of Access request received by the Department on April 8, 2013, the first business day following the April 7, 2013 email in which you requested the following public records: "any report done by the Maine Department of Education/Maine Child Protective Services into the Elan School, from 1974 until 2011."

We'd like to restate a clarification sent to you by email on April 9, 2013 (sent by Kara Farwell, Department of Education); that is, that Maine's Child Protective Services are not under the jurisdiction of the Maine Department of Education but are part of the Maine Department of Health and Human Services. We do not have the authority to respond on their behalf, and would ask that you direct your request for their records directly to them. A contact in that Department was provided in the April 9, 2013 email, and is provided again here kevin.wells@maine.gov.

The Freedom of Access Act requires that the Department make responsive public records available for inspection or copying, and we will process and meet your request with all such responsive documents in our possession.

We are not granting your request for a waiver of fees associated with this request for records under Title 1, MRSA, §408-A, sub-§11(B).

We anticipate that we will be able to provide all of the responsive public records you are requesting in electronic format, though the time span of 1974-2011 means that some will be as scanned documents.

We will charge a fee of \$15 per hour after the first hour of staff time under Title 1, MRSA, §408-A, sub-§8(B). We estimate this will take (1) approximately 2 hours of staff time for those records not in storage or archives; and (2) approximately 40 hours to search stored and archived records from 1974 to approximately 2000, for a cost of approximately \$600.

We anticipate that we will be able to complete the search, retrieval and assembly of the responsive public records that fall under category (1) in the paragraph above by April 19, 2013, and those that fall under category (2) in the same paragraph by May 1, 2013.

Please confirm as soon as possible that you want us to complete the search, retrieval and assembly of both categories of records. We will notify you of the completion with the requested responsive public records including the billable hours and total fees due to the Department of Education.

My contact information is susan.corrente@maine.gov. We await your response.

Sincerely,



Susan Corrente, Esq.
Maine Department of Education